

(3)
No. 90-195

In The
Supreme Court of the United States
October Term 1990

LUIS A. SORO A/K/A
CITICORP MORTGAGE COMPANY INC.,
Petitioners,

v.

Citicorp ET. AL.,
Respondent

On Petition For A Writ Of Certiorari
To the United States Court of Appeals
For The Eleventh Circuit

PETITIONERS REPLY BRIEF

LUIS A. SORO A/K/A
CITICORP MORTGAGE COMPANY INC.,
1439-A Alton Road
Miami Beach, Florida 33139
(305) 574-1425

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TO THE CHIEF JUSTICE OF THE UNITED STATES
AND THE ASSOCIATE JUSTICES OF THE SUPREME
COURT OF THE UNITED STATES

Petitioner Luis A. Soro A/K/A CITICORP
MORTGAGE COMPANY INC. files this reply brief
for a petition for Writ of Certiorari from the
denial for a rehearing entered March 26, 1990.

BACKGROUND FACTS

Before reviewing this case this Honorable
Court should determine if a moot motion for
summary judgment filed out of time with the
orders of the Honorable Eugene P. Spellman of
December 19, 1986, Should be review.

Respondent filed a trademark infringement
suit in Florida against CITICORP MORTGAGE CO.
INC. alleging infringement of a generic invalid
fraudulently obtained, fatally weak, and exten-
sively used by thousands of Florida corporations
the term "citicorp" on August 25, 1985. I Luis
A. Soro a/k/a CITICORP MORTGAGE CO. INC. was
served with the summons on May 7, 1986 (that is
8 eight months later, Respondent claiming they
could not find me. I had had my office at 1515
Alton Road for 4 years since 1981 and I had lived .



in the same house for 7 years, since 1978 when these questionable allegation were made.

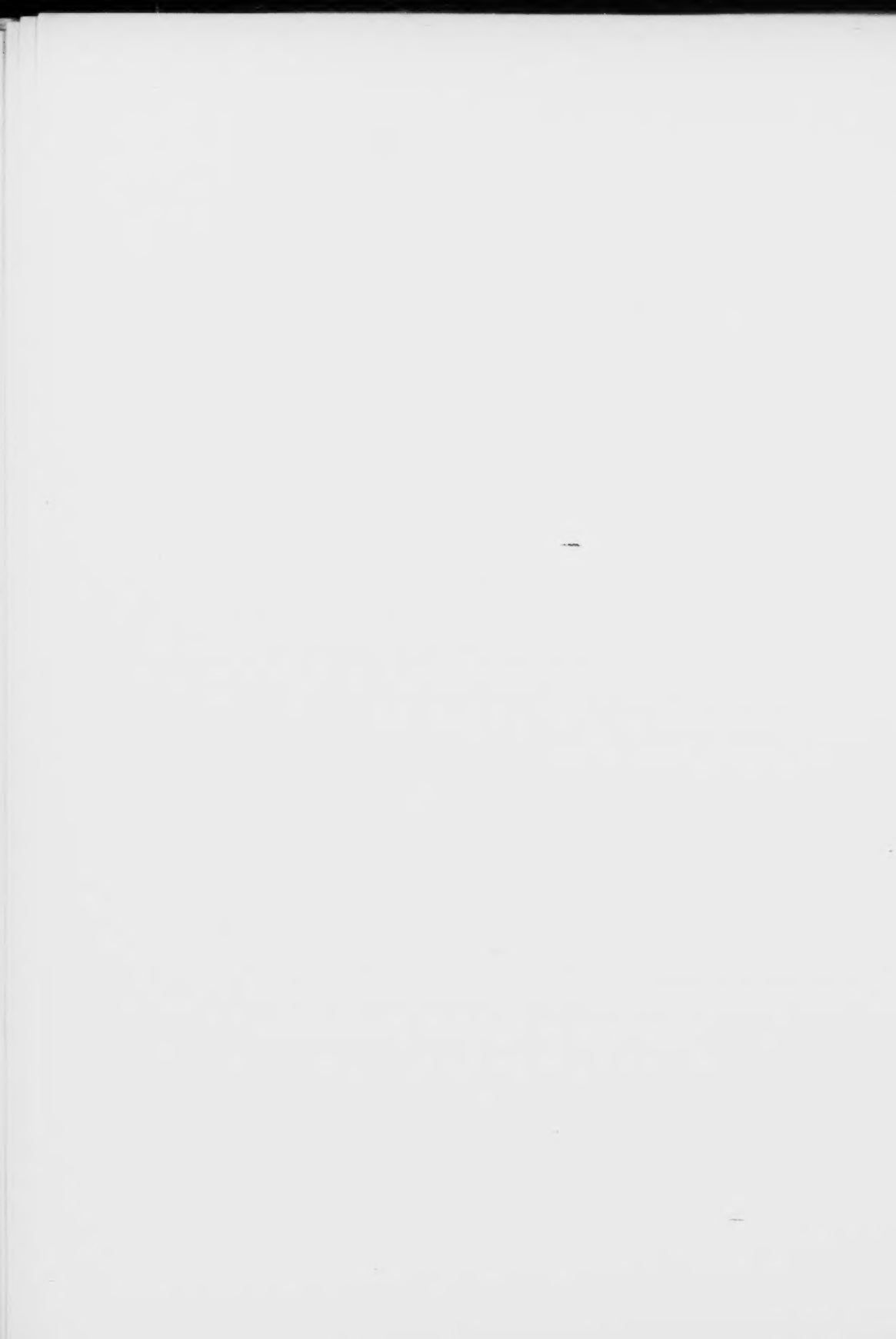
The Honorable District Judge Eugene P. Spellman on December 19, 1986 Ordered that all motions must be filed 15 days prior to the pre-trial conference. Fourteen (14) days prior to the pretrial conference Respondent filed a moot motion for summary judgment according to the Orders of the Honorable Eugene P. Spellman of December 19, 1986. I Luis A. Soro a/k/a CITICORP MORTGAGE CO. INC. was not informed or approved or had any knowlege of a Motion for summary judgment and I certainly would not have had approved of it in violation of the Judge's order. I Luis A. Soro was know as CITICORP MORTGAGE C. INC. but I was not able to bring or file any motion on my behalf. I have been convicted of a very serious crime trademark infringing and I have not had a chance to face my accuser in a court of law just like the 6th amendment to the United States says.

I have been financially decapitated by respondent because they breached a Contract I had with the telephone Yellow Pages in the most important year for the mortgage business in 50 years. My company name has been stolen

from me after I had had it for 7 years and it was registered to me in Florida by the Secretary of State and the Florida Comptroller's office.

The Penzoil Co. v. Texaco Inc. Case # 84-05905 (151st Dist. ct., Harris County Tex. Nov. 15, 1985) is very similar to my case. Penzoil was awarded 10.53 billion dollars for tortious interference they suffered from Texaco.

I have exhausted all my options in the lower Courts. The Courts have constantly prevented a generic term from being protected, and case law since 1930 is on my side. I have not recieved a fair jury trial although I formed my corporation in good faith and with clean hands and I first used the term CITICORP MORTGAGE CO. INC. in Florida. Respondent was barred from entering Florida because they are a bank holding and they finilÿy sneaked into the state in 1984 three (3) years after I had already established my corporation. The lawsuit was filed 5 (five) years after I had formed my company and two years after they entered Florida. That means that we operated in the same area for 2 (two) years or 730 days before they filed suit.



ARGUMENT

The Petition should be granted because I have not been given a fair jury trial and I have not been given a fair chance to defend myself and Respondent poses an enormous threat to the entire banking system in Florida, if they are permitted to remain in the state. My constitutional rights have been violated because I have not been able to face my accuser in a court of law in front of a jury and the six(6) amendment to the United States Constitution states I will be given that right, I also must be given a chance to recover the gargantuan losses I have suffered because of Respondent.

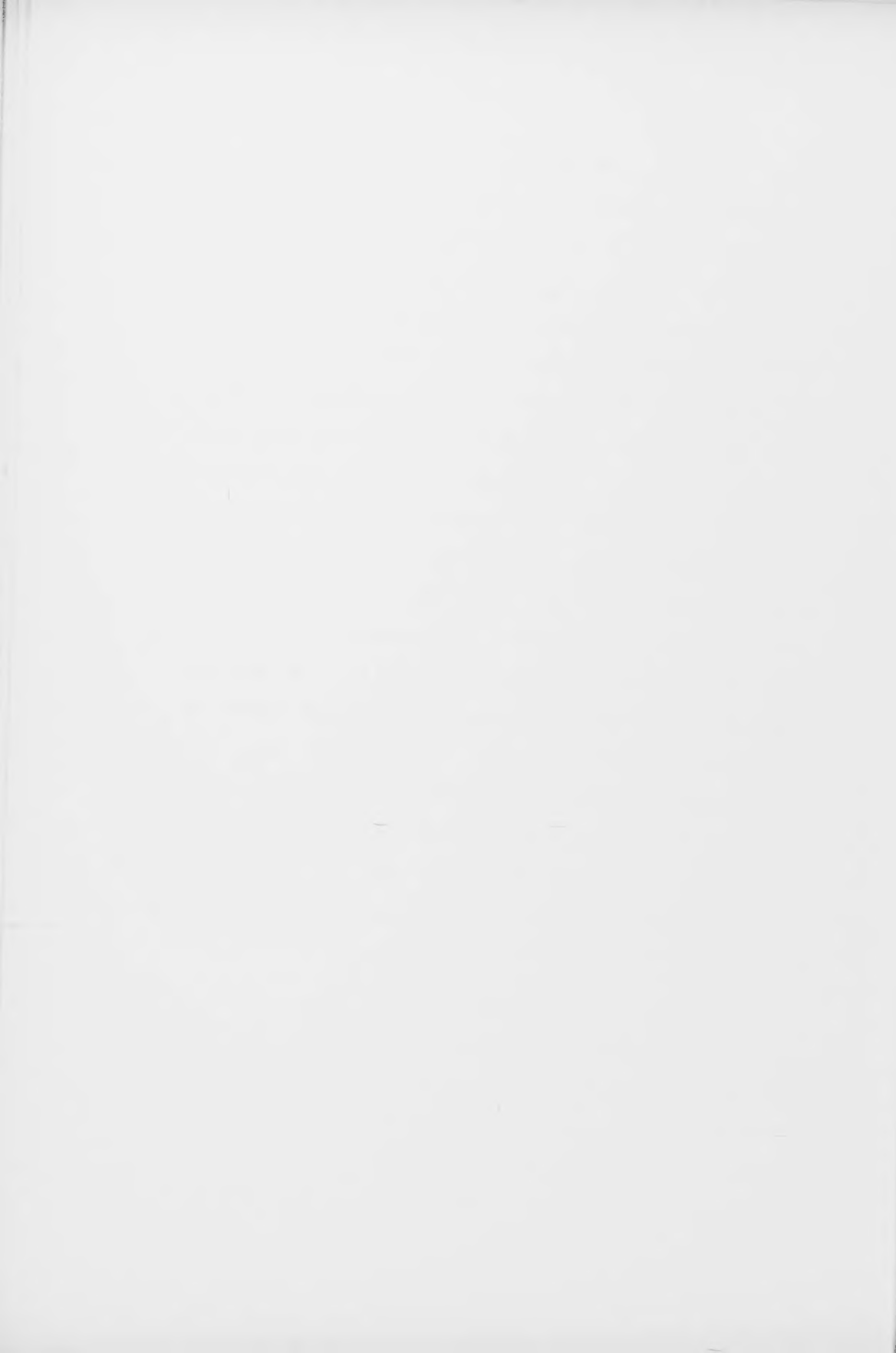
Respondent filed a moot motion for summary judgment and the Honorable lower Court erred in granting it.

This Petition was filed for a review of the opinion of the Honorable Court of Appeals Eleventh Circuit dated March 26, 1990 which denied my motion for a rehearing which included me Luis A. Soro as a party in the lawsuit.

CONCLUSION

For all the Foregoing reasons, the Petition for Certiorari should be granted, but mainly because I have not been given a fair trial in front of a Florida Jury.

Respectfully submitted,



Luis A. Soro a/k/a
CITICORP MORTGAGE COMPANY INC.
1439-A Alton Road
Miami Beach, Florida 33139
(305) 674-1425